

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MONTANA

GREAT FALLS DIVISION

FILED
GREAT FALLS DIV.
2008 MAY 14 PM 2 21
PATRICK E. DUFFY, CLERK
BY _____
DEPUTY CLERK

RODNEY A. EDMUNDSON,

Plaintiff,

vs.

WARDEN JAMES MACDONALD, et. al.,

Defendants.

No. CV-07-34-GF-SEH

ORDER

United States Magistrate Keith Strong entered his Findings and Recommendation¹ on April 25, 2008. Plaintiff filed objections on May 7, 2008. The Court reviews *de novo* findings and recommendation to which objection is made. 28 U.S.C. § 636(b)(1).

Upon *de novo* review of the record, I find no clear error in Judge Strong's Findings and Recommendation and adopt them in full.

ORDERED:

1. Plaintiff's racial discrimination claim against Defendant MacDonald is DISMISSED with prejudice.
2. Plaintiff's failure to protect claim against Defendant Sturchio is DISMISSED with prejudice.

¹ Docket No. 8.

3. Plaintiff's due process claims against Defendants MacDonald, Law, Sturchio, Christiaens, McDonough, Gini, Mertz, Ford, and Larson are DISMISSED with prejudice.


4. Plaintiff's retaliation claim against Defendant Sturchio for removing him from the library is DISMISSED with prejudice.

5. Plaintiff's denial of access to the courts claim against Defendant Sturchio is DISMISSED with prejudice.

6. Defendants MacDonald, Law, Christiaens, McDonough, Gini, Mertz, and Ford are DISMISSED with prejudice.

7. The Court declines to exercise supplemental jurisdiction over Plaintiff's state law medical negligence claim against Defendant Larson. 28 U.S.C. §1367(c)(1).

DATED this 14th day of May, 2008.


SAM E. HADDON
United States District Judge